BEST AVAILABLE COPY

Yee & Associates, P.C.

4100 Alpha Road Suite 1100 Dallas, Texas 75244 Main No. (972) 385-8777 Facsimile (972) 385-7766

FACSIMILE COVER SHEET

To: Commissioner for Patents for
Examiner Cam Linh T. Nguyen
Group Art Unit 2161

From: Louise Fay
Paralegal to Duke W. Yee

Facsimile No. 703-872-9306

Facsimile No. 703-872-9306

No. of Pages Including Cover Sheet: 3

Enclosed herewith:

- Transmittal document; and
- Notice of Appeal.

Re: Application Serial No. 10/045,111
Attorney Docket No. AUS920010994US1

Date: Wednesday, April 13, 2005

Please contact us at (972) 385-8777 if you do not receive all pages indicated above or experience any difficulty in receiving this facsimile.

This Facsimile is intended only for the use of the addressee and, if the addressee is a client or their agent, contains privileged and confidential information. If you are not the intended recipient of this facsimile, you have received this facsimile inadventently and in error. Any review, dissemination, distribution, or copying is strictly prohibited. If you received this facsimile in error, please notify us by telephone and return the facsimile to us immediately.

PLEASE CONFIRM RECEIPT OF THIS TRANSMISSION BY FAXING A CONFIRMATION TO 972-385-7766.

BEST AVAILABLE COPY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ş Group Art Unit: 2161 In re application of: Berry § § Serial No.: 10/045,111 Ş § Filed: January 10, 2002 For: Method and Apparatus for Automatic Pruning of Search Engine Indices

Examiner: Nguyen, Cam Linh T. Attorney Docket No.: AUS920010994US1 Certificate of Transmission Under 37 C.F.R. 8 1.8(a) I hereby certify this correspondence is being transmitted via facsimile to the Commissioner for Petents, P.O. Box 1450, Alexandria, VA 22313-1450, facsimile number (703) 872-9306 on April 13, 2005. < Ø. Louise Fay

TRANSMITTAL DOCUMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

35525 CUSTOMER NUMBER

Sir: **ENCLOSED HEREWITH:**

Notice of Appeal

A fee of \$500.00 is believed to be necessary. Please charge this fee to IBM Corporation Deposit Account No. 09-0447. In the event that any additional fees are required for the prosecution of this application, please charge any necessary fees to IBM Corporation Deposit Account No. 09-0447. No extension of time is believed to be necessary. If, however, an extension of time is needed, the extension is requested and the fee for this extension should be charged to IBM Corporation Deposit Account No. 09-0447.

Respectfully submitted,

Duke W. Yee

Registration No. 34,285

YEE & ASSOCIATES, P.C.

P.O. Box 802333 Dallas, Texas 75380

(972) 385-8777

ATTORNEY FOR APPLICANT

Ş

8

ş Ş

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Berry

Serial No.: 10/045,111

Filed: January 10, 2002

For: Method and Apparatus for Automatic Pruning of Search Engine Indices Group Art Unit: 2161

Examiner: Nguyen, Cam Linh T.

Attorney Docket No.: AUS920010994US1

Certificate of Transmission Under 37 C.E.R. 6 1.8(a)

I hereby certify this correspondence is being transmitted via facsimile to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, facsimile number (703) 872-9306

on April 13, 2005.

By: Louise Fav

NOTICE OF APPEAL

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the office action dated January 14, 2005 finally rejecting claims 1-46.

A fee of \$500.00 is believed to be necessary. Please charge this fee to IBM Corporation Deposit Account No. 09-0447. In the event that any additional fees are required for the prosecution of this application, please charge any necessary fees to IBM Corporation Deposit Account No. 09-0447. No extension of time is believed to be necessary. If, however, an extension of time is needed, the extension is requested and the fee for this extension should be charged to IBM Corporation Deposit Account No. 09-0447.

Respectfully submitted,

Duke W. Yee

Reg. No. 34,285

YEE & ASSOCIATES, P.C.

P.O. Box 802333 Dallas, Texas 75380

(972) 385-8777

ATTORNEY FOR APPLICANT